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EXPRESS DIAGNOSTICS INT'L, INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

EXPRESS DIAGNOSTICS INT'L INC., an Iowa Corporation,)	CASE NO. C 06-1346 JW (PVT)
)	
Plaintiff,)	PROPOSED ORDER GRANTING
)	PLAINTIFF'S EX PARTE
vs.)	APPLICATION FOR LEAVE TO
)	FILE LATE OPPOSITION BRIEFS
)	TO PENDING MOTIONS
BARRY M. TYDINGS, an individual;)	
MERINA T. KISERA, an individual; ZYON)	
INT'L, INC. a Nevada corporation; PREMIUM)	
DIAGNOSTICS INT'L, INC., a Nevada)	
corporation; JAMES G. HIPPLE II, an)	
individual; DRUG-FREE WORKPLACE)	
ADMINISTRATORS, INC., a Nevada)	
Corporation; JIANFENG "JEFF" CHEN, an)	
individual; AMEDICA BIOTECH, INC., a)	
California corporation; PATRICK A.)	
BEENTJES, an individual; ELIZABETH R.)	
BEENTJES, an individual; TWIN SPIRIT,)	
INC., a Nevada corporation; STEVEN ALAN)	
SPEARES, an individual; and SPEARES)	
MEDICAL, INC., a South Carolina corporation,)	
and DOES 1 – 50, inclusive,)	
)	
Defendants.)	

The Court has considered Plaintiff's application, pursuant to Rule 6(b), for leave to file opposition briefs after the deadline for doing so has passed, to the following motions:

- 1) Motion to Transfer and or Dismiss filed by Defendants Chen and Amedica;
- 2) Motion for Change of Venue [28 U.S.C. section 1404(a)] and for *forum non*


1 *conveniens* filed by Defendants Beentjes and Twin Spirit; and

2 3) Motion to Enforce Terms of Settlement Agreement filed by Defendants Beentjes
3 and Twin Spirit.

4 GOOD CAUSE having been found by the Court due to excusable neglect caused by
5 circumstances beyond the control of Plaintiff EDI or its counsel,

6 IT IS HEREBY ORDERED that Plaintiff's oppositions to said motions shall be
7 accepted for filing no later than September 19, 2006.

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16 DATED: September 14, 2006


HON. JAMES WARE
UNITED STATES DISTRICT COURT